

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION**

CASSANDRA FLANIGAN, as widow and)	
next friend of WILLIAM TIMOTHY)	
FLANIGAN, deceased,)	
)	
Plaintiff,)	
)	
v.)	
)	No. 1:07-CV-01124-JDT-STA
WESTWIND TECHNOLOGIES, INC.,)	
HONEYWELL INTERNATIONAL, INC.,)	
MCDONNELL DOUGLAS)	
HELICOPTER COMPANY, AND)	
BOEING COMPANY,)	
)	
Defendants.)	
)	

**JOINDER OF DEFENDANTS
MCDONNELL DOUGLAS HELICOPTER COMPANY
AND THE BOEING COMPANY IN DEFENDANT
HONEYWELL INTERNATIONAL INC.'S MOTION TO DISMISS
PLAINTIFF'S COMPLAINT FOR FAILURE TO STATE A CLAIM UPON
WHICH RELIEF CAN BE GRANTED PURSUANT TO RULE 12(b)(6)**

Defendants McDonnell Douglas Helicopter Company (“MDHC”) and The Boeing Company (“Boeing”), pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, join in Defendant Honeywell International Inc.’s Motion to Dismiss Plaintiff’s Complaint for Failure to State a Claim Upon Which Relief Can Be Granted Pursuant to Rule 12(b)(6) based upon the political question doctrine and the “combatant activities” exception to the Federal Tort Claims Act. Defendants MDHC and Boeing incorporate by reference in full the facts and legal arguments in

Defendant Honeywell International Inc.'s motion and accompanying memorandum of law.

For the reasons set forth in Defendant Honeywell International Inc.'s motion, Defendants McDonnell Douglas Helicopter Company and The Boeing Company move the Court to dismiss Plaintiff's Complaint with prejudice.

DATED this 4th day of September, 2007.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, on September 4, 2007, a copy of the foregoing JOINDER OF DEFENDANTS MCDONNELL DOUGLAS HELICOPTER COMPANY AND THE BOEING COMPANY IN HONEYWELL INTERNATIONAL INC.'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED PURSUANT TO RULE 12(b)(6) was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt and who are listed below. Parties may access this filing through the Court's electronic filing system.

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Dated: September 4, 2007.